BILL NO. G-73-08-27

Q

GENERAL ORDINANCE NO. G- 22-73

AN ORDINANCE amending General Ordinance G-97 by authorizing the vacation of an alley north of Creighton Avenue.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a public alley by the Fort Wayne Redevelopment Commission having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on July 23, 1973 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

The first east-west alley north of Creighton Avenue. Beginning at the East line of Bowser Avenue, continuing east to the West line of Holton Avenue.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Vinian S. Schnist

APPROVED AS TO FORM AND LEGALITY.

Read the first time in full and on motion by
, and duly adopted, read the second time by title and referred
to the Committee on Rigulations (and the City Flan
Commission for recommendation) and Public Hearing to be held after due legal notice,
at the Council Chambers, City-County Building, Fort Wayne, Indiana, on,
the
o'clock P.M.,E.S.T.
Date: 8/14/7 - Church Wistonward
Read the third time in full and on motion by
Passed (DST) by the following vote:
AYES
BURNS
HINGA
KRAUS
MOSES
NUCKOLS
SCHMIDT, D
SCHMIDT, V
STIER
TALARICO
DATE: 8-28-73 Sheefeld Museum
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance
(Recelution) No. 19-22-73 on the 28th day of Luguet, 1973.
ATTEST: (SEAL)
Musles W. Westerman Winful & Mono JR
CITY CLERK PRESIDING OFFICER
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the
day of wysh, 1973, at the hour of 10.00'clock
H. M., E.S.T.
Musles Alsteran
Approved and signed by me this 29th day of largest, 1973,
at the hour of 4:00 o'clock P. M., E.S.T.
San Al Repres 1
Mayon

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Bill No.	G-73-08-27				
		REPORT OF T	HE COMMITTEE	ON RI	EGULATIONS
	Committee on				s referred an Ordinance
we, your	Committee on				
		amending Genera			
		vacation of an	alley north	of Creigh	nton Avenue
have had	said Ordinance	under considera	tion and beg	leave to	report back to the Common
Council	that said Ordin	nance <u>100</u>	PASS.	γ .	C
	John Nuckols -			John	Muchols
	/ivian G. Schmi	dt - Vice-Chairma	an /	Livin	n) G. Schmidt
1	Villiam T. Hing	a		tula	1 Thurses
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-			DATE SON	1.7.	CURRED IN
			JAIL	CHARLES	W. WESTERMAN, CITY CLERK



July 25, 1973

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the City of Fort Wayne City-County Building One Main Street Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

The first east-west alley north of Creighton Avenue. Beginning at the east line of Bowser Avenue, continuing east to the West line of Holton Avenue.

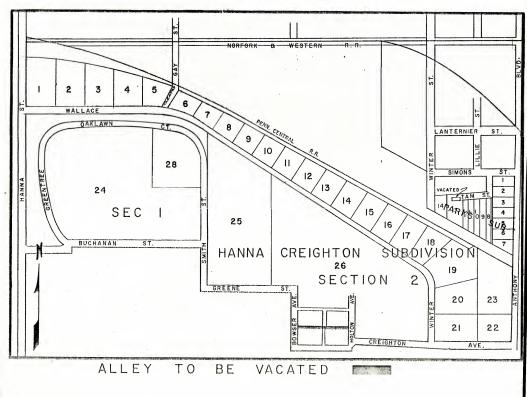
which was approved by the City Plan Commission at its regular meeting held July 23, 1973.

Respectfully submitted,

CITY PLAN COMMISSION

Fretchen Wiege. Secretary

Certified and signed this 25th day of July, 1973.



STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE THE BOARD OF WORKS OF THE CITY OF FORT WAYNE AND THE CITY PLAN COMMISSION

PETITION TO VACATE ALLEY

- That this petition involves the first east-west alley North of Creighton Avenue. Beginning at the east line of Bowser Avenue, continuing east to the West line of Holton Avenue.
- That the alley as it now exists lies within an Urban Renewal Project for which the Urban Renewal Plan calls for the vacation of said alley.

WHEREFORE, the undersigned respectfully prays that the alley be vacated.

CITY OF FORT WAYNE
DEPARTMENT OF REDEVELOPMENT

BY

Anthony M. Caruso Executive Director To the Fort Wayne City Plan Commission, Fort Wayne, Indiana

The Department of Redevelopment of the City of Fort Wayne, by and through the Redevelopment Commission, respectfully requests and petitions the Fort Wayne City Plan Commission to conduct a Public Hearing on the vacation of a public alley in the City of Fort Wayne, more specifically described in the form of a Notice attached hereto and by this reference made a part hereof, all in accordance with Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana as Amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964, replacement, Section 53-774).

DEPARTMENT OF REDEVELOPMENT OF THE CITY OF FORT WAYNE

Caruso Executive Director

FORT WAYNE REDEVELOPMENT COMMISSION

RESOLUTION

WHEREAS, the City of Fort Wayne, Department of Redevelopment has petitioned and requested the Fort Wayne City Plan Commission to hold a Public Hearing upon the vacation of the following public alley in Allen County, Indiana, to-wit:

> The first east-west alley North of Creighton Avenue. Beginning at the east line of Bowser Avenue, continuing east to the West line of Holton Avenue.

All in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 285, of the Acts of 1963 of the General Assembly of the State of Indiana, IND. ANN. STAT. S 53-744 (Burns 1964 Repl. Ed.); and

WHEREAS, Notice of such Public Hearing has been given by due and proper publication thereof; and

WHEREAS, said Public Hearing was held on the 23rd day of July, 1973 at 7:30 P.M., and at such hearing there were no objections of any kind or character which would prevent the vacation of said public alley.

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City
Plan Commission that the vacation of said public alley hereinbefore described, conforms to the general policy and pattern of
development set out in the master plan of the City of Fort Wayne,
Indiana; and

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved; and

BE IT FURTHER RESOLVED that the action of the Fort
Wayne City Plan Commission be forwarded to the proper governing
body having jurisdiction of the vacation of streets and alleys
in Allen County, Indiana.

Dated this ______ day of _______, 1973.

President FORT WAYNE CITY DEAN COMMISSION

STATE	OF	INDIANA)	
)	SS
COUNTY	OF	ALLEN)	

I, Alan R. Grinsfelder , President
of the Fort Wayne City Plan Commission, do hereby certify that
attached hereto is a full, true and correct copy of a Resolution
adopted by the Fort Wayne City Plan Commission following a
Public Hearing of said Commission held on the 23rd day of
July , 1973, and as the same appears on record in the
official records of the Plan Commission.

FORT WAYNE TTY PLAN COMMISSION

REDEVELOPMENT COMMISSION

Inter-Office Memorandum

To: Mr. Gary Baeten, City Plan Commission

Date: 6/21/73

From:

Anthony M. Caruso, Executive Director

Subject: Hanna-Creighton Urban Renewal Project

Attached hereto is a request submitted by this Commission in connection with the vacation of an alley located in the above referenced Project area. Accompanying the Petition to Vacate Alley are copies of the Public Hearing Notice published in two (2) local papers on July 9, 1973, and a Resolution to be considered by the City Plan Commission on July 23, 1973 at a Public Hearing.

It is requested therefore, that this matter be placed on the Agenda for action and that our office be notified following the hearing. If there are any questions or if additional information is required, please advise.

Anthony M Caruso Executive Director

AMC/mby Attachments RECEIVED

NUM 31 1273

FORT WANTEGTW
BIAN COMMISSIONI

A drawn	A 202022
Admn.	Appr.

* Number assigned by Dave Keller's Office:

DIGEST SHEET

D-13-08-27

TITLE OF ORDINANCE Alley vacation Ordinance
DEPARTMENT REQUESTING ORDINANCE City Plan Commission
SYNOPSIS OF ORDINANCE Preparation of a Alley Vacation Ordinance
initiated by property owners to vacate the following described real estate:
The first east-west alley north of Creighton Avenue. Beginning at the
east line of Bowser Avenue, continuing east to the West line of Holton
Avenue.
EFFECT OF PASSAGE Alley would be closed (vacated) and utilized by
property owners.
EFFECT OF NON-PASSAGE Alley would remain open
MONEY INVOLVED (Direct Costs, Expenditures, Savings) none
ASSIGNED TO COMMITTEE (J.N.) LE6 WCY

ORDINANCE CHECK-OFF SHEET

INFORMATION REGARDING ORDINANCE CONTENTS OF ORDINANCE

PEOPLE SPEAKING AGAINST ORDINANCE

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CITY OF FORT WAYNE
CITY-COUNTY BUILDING
ONE EAST MAIN STREET
FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN GITY CLERK

August 30, 1973

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of September 1, and September 8, 1973, in both the News Sentinel and Journal Gazette.

RE: Legal Publication for Common Council of Fort Wayne, Indiana:

General Ordinance No. G-20-73 -Authorizing the vacation of an alley and two streets.

General Ordinance No. G-21-73 Authorizing the vacation of an alley and two streets.

General Ordinance No. G-22-73 Authorizing the vacation of an alley north of Creighton Avenue.

General Ordinance No. G-23-73 Amending certain sections of Chapter 31 of the 1946 Municipal Code of the City Fort Wayne, Indiana.

Please send us 4 (4) copies of the Publisher's Affidavit.

Thank you.

Sincerely,

CWW/ne ENCL: 4 Charles W. Westerman City Clerk

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Sitler, Talanco. Navis None Date: 8-28-73 Charles W. Westerman.		
Possed and adopted by the Common bound of the Common bound of the City of Fort Waven, Indiana. Is General Ordinance No. G-22-73 on the 8th day of August, 1973.		
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CHARLES W. WESTERMAN, CITY CLER

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hereby certify the redits, and that no terms of the redits of	cor of insertions. 2 corovision and penalties at the foregoing according to the same has a corovision and penalties at the foregoing according to the same has a corovina corovina and the same has a	PUBLISHER'S AFFI State of incinna Personally appeared before undersigned. A. M. that She is Clerk.	Exercise of quad upon which the amount claimed is leading to the control of the control of the city of	and for said county who, being du al circulation printed RT WAYNE, INDI- latter attached hereto e.S., the dates of pu 273 273 275 Notary Public 1975	and state, th ly sworn, say of th and shall sis a true copy

cord in my office.
S my hand, and the official seal
y of Fort Wayne, Indiano, this
August, 1973.
CHARLES W. WESTERMAN,
CITY CLERK